IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Arbitration Petition No.14 of 2006

Pudumjee Pulp & Paper Mills Ltd. Petitioner
Vs.
India Security Press & anr. Respondents

Ms.Alpana Ghone i/b Kanga & Co. for petitioner.
Mr.Girish Kulkarni h/f.Mr.K.B. Rao

CORAM: B.H.MARLAPALLE,J.
April 28, 2006.

P.C.

. In response to the notice for arbitration issued on 2/12/2005 the respondent no.2 informed the petitioner that the claim was recommended to the higher authorities for sanction and, therefore, it is now claimed that there is no need to refer the dispute to arbitration. Admittedly during the last four months or so nothing further has been heard by the petitioner and, therefore, this petition will have to be decided. The claim raised in the notice for arbitration is Rs.37,41,959/- plus interest.

. As noted in the earlier order dated 31/3/2006 the parties desire to have arbitration proceedings at Nashik and, therefore, by consent the claim raised by the petitioner vide notice dated 2nd December 2005 is hereby referred to Hon'ble Mr.Justice B.C. Gadgil (Retd.) as the sole arbitrator and the further terms

of the arbitral proceedings will be finalised in the first meeting of the arbitral proceedings.

. This order will take effect on 1st June 2006 only if in the mean while the respondent no.2 fails to settle the claim raised for arbitration under his order as per the agreement.

. The petition is disposed off accordingly. A copy of this order be forwarded to Hon'ble Mr.Justice B.G.Gadgil forthwith.

(B.H.MARLAPALLE,J.)